

FILED

JULY 12, 2004

**NEW JERSEY STATE BOARD
OF MEDICAL EXAMINERS**

PETER C. HARVEY
ATTORNEY GENERAL OF NEW JERSEY
Division of Law, 5th Floor
124 Halsey Street
P.O. Box 45029
Newark, New Jersey 07102
Tel. (201)648-7457

By: Megan K. Matthews
Deputy Attorney General

STATE OF NEW JERSEY
DEPARTMENT OF LAW & PUBLIC SAFETY
DIVISION OF CONSUMER AFFAIRS
STATE BOARD OF MEDICAL EXAMINERS

IN THE MATTER OF THE SUSPENSION
OR REVOCATION OF THE LICENSE OF

Bruce Printz, D.O.
License #25MB04079100

TO PRACTICE MEDICINE AND SURGERY
IN THE STATE OF NEW JERSEY

Administrative Action

**CONSENT ORDER
OF REVOCATION**

This matter was opened to the State Board of Medical Examiners upon notice that Bruce Printz, D.O. was criminally charged with three charges of criminal sexual conduct in the fourth degree stemming from his professional treatment of three patients. On or about February 24, 2004 an Administrative Complaint was filed alleging multiple Founts of sexual misconduct with regard to three patients in violation of N.J.A.C. 13:35-6.3(c),(d), and (h); N.J.S.A. 45:1-21 (c), (d), (e) and (h); and evidencing acts constituting any crime or offense of moral turpitude or relating adversely to the activity regulated by the Board in violation of N.J.S.A. 45:1-21(f) and demonstrating a failure to fulfill the ongoing statutory requirement of good moral character, which is a requirement of licensure, pursuant to N.J.S.A. 45:9-6. On or about March 9, 2004, Respondent filed an Answer to the Administrative Complaint in which he denied all allegations

CERTIFIED TRUE COPY

and a hearing was held before the Board of Medical Examiners on March 10, 2004.

Pursuant to Board Order filed on or about March 23, 2004 Respondent's license to practice medicine was temporarily suspended effective March 10, 2004 pending the completion of plenary proceedings in the administrative matter. On ^{June 2} ~~May 14~~, 2004, Respondent pled guilty to three petty disorderly persons offenses of harassment by ^{communication and/or} ~~offensive~~ touching in violation of N.J.S.A. 2C:33-4b, and entered into this Consent Order of Revocation, in exchange for the Middlesex County Prosecutor's agreement to dismiss all criminal sexual contact charges contained in Middlesex County Indictment No. 04-02-00175.

Respondent acknowledges that, with regard to the three individuals who are the subject of the indictment, his actions constitute multiple violations of the sexual misconduct regulation N.J.A.C. 13:35-6.3, constitute violations of N.J.S.A. 45:1-21(c), (d), (e) and (h); and demonstrate a failure to fulfill the ongoing statutory requirement of good moral character, which is a requirement of licensure, pursuant to N.J.S.A. 45:9-6. Respondent further acknowledges that his actions constitute a crime or offense of moral turpitude relating adversely to the activity regulated by the Board in violation of N.J.S.A. 45:1-21(f).

The parties, having agreed to the resolution of this matter without further formal proceedings, and Respondent having agreed and given his voluntary consent to the within Order, and the Board finding the within disposition adequately protective of the public health, safety and welfare, and other good cause having been shown,

IT IS on this ^{12TH} day of JULY, 2004

ORDERED THAT:

1. Bruce Printz, D.O. is hereby granted leave to voluntarily surrender his license to practice medicine and surgery in the State of New Jersey, Said surrender shall be deemed a

revocation.

2. Respondent shall immediately cease and desist from the practice of medicine and surgery in the State of New Jersey.

3. Respondent shall immediately return his original New Jersey license and current biennial registration to the New Jersey State Board of Medical Examiners, 140 E. Front Street, P.O. Box 0183, Trenton, New Jersey 08625-0183.

4. Respondent shall immediately return his original CDS registration to the New Jersey State Board of Medical Examiners, 140 E. Front Street, P.O. Box 0183, Trenton, New Jersey 08625-0183 and shall not prescribe or dispense and Controlled Dangerous Substances in his practice effective immediately.

5. Respondent shall immediately advise the New Jersey Office of Drug Control and the DEA that his license has been revoked.

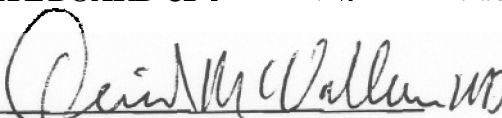
6. Respondent shall pay civil penalties in the amount of \$10,000.00 and attorney fees and costs of investigation in the amount of \$8,520.00, for a total amount of \$18,520.00 which shall be paid at the Court Rule rate of 2 % annual interest in consecutive monthly installments of no less than \$1560.10 per month, which shall be due by the 15th of each month, commencing 30 days after the entry of this Order. The Board reserves the right to file a certificate of debt in the event payment in full is not received. Payment shall be made by check or money order made payable to the New Jersey Board of Medical Examiners and mailed to the New Jersey State Board of Medical Examiners, 140 E. Front Street, P.O. Box 183, Trenton, New Jersey 08625-0183.

7. Respondent shall comply with the "Directives Applicable to Any Medical Board Licensee Who is Suspended, Revoked, or whose Surrender of License has been Accepted" which


is attached hereto and made a part hereof.

8. This Order shall fully resolve the charges set forth in the Administrative Complaint filed on February 24,2004.

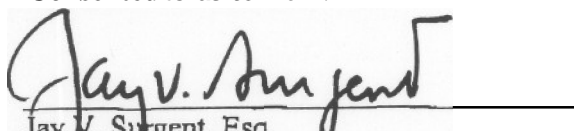
STATE BOARD OF MEDICAL EXAMINERS

By: 
David M. Wallace, M.D.
Board President

I have read and understood the within order and agree to be bound by its terms. Consent is hereby given to the Board to enter this Order.


Bruce Printz, D.O.

Consented to as to from:


Jay V. Sargent, Esq.

**DIRECTIVES APPLICABLE TO ANY MEDICAL BOARD LICENSEE
WHO IS DISCIPLINED OR WHOSE SURRENDER OF LICENSURE
HAS BEEN ACCEPTED**

APPROVED BY THE BOARD ON MAY 10, 2000

All **licensees** who **are** the subject of a **disciplinary** order of the Board are required to **provide the** information required **on** the Addendum **to these** Directives. The information provided will **be** maintained **separately and will** not be part of the **public** document filed with the Board. Failure to provide **the** information required may result **in** further disciplinary action for failing to cooperate with the Board, **as required by N.J.A.C. 13:45C-1 et seq.** Paragraphs 1 through 4 below shall apply when a license is **suspended** or revoked or permanently **surrendered**, with or without **prejudice**. Paragraph 5 applies to **licensees** who are the **subject** of an order which, while permitting **continued** practice, contains a probation or monitoring requirement.

1. Document Return and Agency Notification

The licensee **shall** promptly forward to the Board office at Post Office Box 183, 140 East Front **Street**, 2nd floor, Trenton, New Jersey 08625-0183, the original license, current biennial registration **and**, if applicable, the original CQS registration. In addition, if the licensee **holds** a Drug Enforcement Agency (DEA) registration, he or **she** shall promptly advise the DEA of the licensure action. (With respect to suspensions of a finite term, at the conclusion of the term, the licensee may contact the Board office for the return of **the documents** previously surrendered to the Board. In addition, at the conclusion of the term, the licensee **should** contact the DEA **to advise** of the resumption of practice **and** to ascertain the impact of that change upon his/her **DEA** registration.)

2. Practice Cessation

The licensee shall cease and desist from engaging in the practice of medicine in **this** State. **This** prohibition not only bars a licensee from rendering professional services, **but also** from providing an opinion as to professional practice or its application, or representing him/herself as being eligible to practice. (Although the licensee need **not** affirmatively **advise** patients or others of the revocation, suspension or surrender, the licensee must truthfully disclose his/her licensure status in response to inquiry.) The disciplined licensee **is** also prohibited from occupying, sharing or using office space in which another licensee provides health care services. The disciplined licensee **may** contract for, accept payment from another licensee for or rent at fair market value office premises and/or equipment. In no case may the disciplined licensee authorize, allow or condone the use of his/her provider number **by** any health care practice or any other licensee or health care provider. (In situations **where** the licensee has been suspended for **less** than one year, the licensee may accept payment from another professional who **is** using his/her office during the period that **the** licensee is **suspended**, for the payment of salaries for office staff **employed** at the time of the **Board** action.)

A licensee whose license has **been revoked**, suspended for one (1) year or more or permanently **surrendered** must remove signs **and** take affirmative action to stop advertisements **by** which his/her eligibility to practice is **represented**. The licensee must **also take steps** to remove his/her name from professional listings, **telephone** directories, **professional** stationery, or **billings**. If the **licensee's** name *is* utilized in a group practice title, it shall **be deleted**. Prescription **pads** bearing the licensee's name **shall** be destroyed. A destruction report form obtained from the Office of Drug Control (973-504-6558) must **be filed**. If no other licensee **is providing services** at **the** location, all medications must **be** removed and returned to the manufacturer, **if possible, destroyed** or **safeguarded**. (In situations where a license **has been suspended for less** than one year, prescription **pads and** medications need not **be destroyed** but **must be secured** in a **locked** place for **satekeeping**.)

3. Practice Income Prohibitions/Divestiture of Equity Interest in Professional Service Corporations and Limited Liability Companies

A licensee shall not charge, receive or share in any fee for professional services **rendered** **by** him/herself or others while barred from engaging in the professional practice. The licensee may **be** compensated for **the reasonable value** of services **lawfully** rendered and disbursements incurred on a patient's behalf prior *to* the effective date of *the* Board action.

A licensee who is a shareholder in a professional service corporation organized to engage in the professional practice, whose license is revoked, surrendered or suspended for a term of one (1) year or more shall **be** deemed to **be** disqualified from the practice within the meaning of the Professional Service Corporation Act. (N.J.S.A. 14A:17-11). A disqualified licensee shall divest him/herself of all financial interest in the professional service corporation pursuant to N.J.S.A. 14A:17-13(c). A licensee who **is** a member of a **limited** liability company organized pursuant to N.J.S.A. 42:1-44, **shall** divest him/herself of all financial interest. Such divestiture shall occur within 90 days following **the** the entry of the **Order** rendering **the** licensee disqualified to participate in the applicable form of ownership. Upon divestiture, a licensee shall forward to the Board a copy of documentation **forwarded** to the Secretary of State, Commercial Reporting Division, demonstrating that **the** interest has been terminated. If the licensee is the sole shareholder in a professional service corporation, the corporation must **be** dissolved within 90 days of the licensee's disqualification.

4. Medical Records

If, as a result of the **Board's** action, a practice *is* closed or transferred *to* another location, the licensee shall ensure that during *the* three (3) month period following the effective date of the disciplinary order, *a* message will **be** delivered to patients calling *the* former office premises, advising where records may **be** obtained. The message should inform patients of the names and telephone numbers of the licensee (or his/her attorney) assuming **custody** of the records. The same information shall also **be** disseminated by means of a notice to **be** published at **least** once per month for three (3) months in a newspaper of

general circulation in the geographic vicinity in which the practice **was conducted**. At the **end** of the three month period, the licensee **shall file** with the **Board** the name and telephone number of the contact **person who** will have access to medical **records** of former patients. **Any** change in that individual or his/her telephone number **shall be** promptly **reported to the Board**. When a **patient** or his/her representative **requests** a copy **of** his/her medical **record** or **asks** that record **be forwarded** to another health care provider, the licensee shall promptly provide the record **without** charge to the patient.

5. Probation/Monitoring Conditions

With respect to any licensee who **is the subject of** any Order **imposing** a probation or monitoring requirement or a **stay of** an **active** suspension, in **whole or in part**, which is conditioned upon compliance **with** a **probation** or monitoring requirement, the licensee **shall** fully cooperate with the Board and **its** designated representatives, including the Enforcement Bureau of the Division of **Consumer** Affairs, in ongoing monitoring of the licensee's status and practice. Such monitoring shall **be** at the **expense** of the disciplined practitioner.

(a) Monitoring of practice conditions may include, **but is not limited to**, inspection of the professional premises and equipment, and Inspection **and** copying **of** patient records (confidentiality of patient identity shall **be** protected **by** the Board) to verify compliance with the Board **Order and** accepted standards of practice.

(b) Monitoring of status conditions for **an** impaired practitioner may include, **but is not limited to**, practitioner cooperation in providing releases permitting unrestricted access to records and other information to the extent permitted **by** law from any treatment facility, other treating practitioner, **support** group or other individual/facility **involved** in the education, treatment, monitoring or oversight of the practitioner, or maintained by a rehabilitation program for impaired practitioners. If bodily substance monitoring has been **ordered**, the practitioner shall fully cooperate **by** responding to **a** demand for breath, **blood**, urine or other **sample** in a timely manner **and** providing the designated sample.



NOTICE OF REPORTING PRACTICES OF BOARD
REGARDING DISCIPLINARY ACTIONS

Pursuant to **N.J.S.A. 52:14B-3(3)**, all orders of the New Jersey State Board of Medical Examiners are **available** for public inspection. Should any inquiry be made concerning the status of a **licensee**, the inquirer **will** be informed of the existence of the order and a copy will be provided if **requested**. All evidentiary hearings, proceedings on motions or other **applications** which **are conducted** as public hearings and the record, including the transcript and documents marked in evidence, **are** available for public inspection, upon request.

Pursuant to 45 CFR Subtitle A **60.8**, the Board is obligated to report to the **National Practitioners Data Bank** any action relating to a physician which is based on reasons **relating** to professional competence or professional conduct:

- (1) Which **revokes** or suspends (or otherwise restricts) a **license**,
- (2) Which censures, reprimands or places on probation,
- (3) Under which a license is surrendered.

Pursuant to 45 **CFR** Section **61.7**, the Board is obligated to report to the Healthcare Integrity and Protection (HIP) Data Bank, any formal or official actions, **such** as revocation or suspension of a license (and the length of any **such** suspension), reprimand, censure or probation or **any** other loss of license or the right to **apply** for, or **renew**, a license of the provider, supplier, or practitioner, whether by operation of **law**, **voluntary** surrender, non-renewability, or otherwise, or any other negative action or finding by such **Federal** or State agency that is publicly available information.

Pursuant to **N.J.S.A. 45:9-19.13**, if the Board refuses to issue, **suspends**, **revokes** or otherwise places conditions **on** a license or **permit**, it is obligated to notify each licensed health care facility and health maintenance organization with which a licensee is affiliated and every other board licensee in **this** state with whom he or she is directly associated in private medical practice.

In accordance with **an** agreement with the Federation of **State Medical** Boards of the United States, a list of all disciplinary orders are provided to that organization **on** a monthly **basis**.

Within the month following entry of an order, a summary of the order will appear **on** the public agenda for the **next** monthly Board meeting **and** is forwarded to those members of **the** public requesting a **copy**. In addition, **the** same summary will appear in **the** minutes of that Board **meeting**, **which** are also **made** available to those requesting a **copy**.

Within the month **following** entry of an **order**, **a** summary of **the** order will appear in a Monthly **Disciplinary** Action Listing which **is** made available to those members of the **public** requesting a **copy**.

On **a** **periodic** basis the Board disseminates to its licensees a newsletter which includes a brief description of all of the orders entered by the Board.

From time to time, **the** Press Office of the Division of Consumer Affairs may **issue** releases including the summaries of **the** content of public orders.

Nothing herein is intended in any way to limit the Board, the Division or the **Attorney** General from **disclosing** any **public** document.